

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

**SHUMWAY ET AL.**

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Group Art Unit: **1712**

Serial No.: **10/799,810**

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Examiner: **FIGUEROA, JOHN J.**

Filed: **MARCH 12, 2004**

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Title: **"SURFACTANT-FREE EMULSIONS AND  
METHODS OF USE THEREOF"**

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Atty. Docket No: **HES 2003-IP-012703U1**

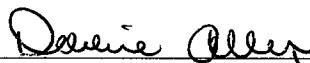
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CERTIFICATE OF FILING ELECTRONICALLY VIA EFS  
MPEP 503

I HEREBY CERTIFY THAT I HAVE A REASONABLE BASIS FOR BELIEF THAT THIS CORRESPONDENCE IS BEING SUBMITTED TO THE UNITED STATES PATENT AND TRADEMARK OFFICE VIA EFS (ELECTRONICALLY) ON THE DATE INDICATED BELOW, AND IS ADDRESSED TO:

HONORABLE COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

  
\_\_\_\_\_  
DEBBIE ALLEN

DATE OF SUBMISSION: **MARCH 27, 2008**  
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**MAIL STOP RCE**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, Va 22313-1450**

**AMENDMENT AND RESPONSE AND  
REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER 37 C.F.R. §1.114**

Dear Honorable Commissioner:

Applicants hereby request continued examination, in accordance with 37 C.F.R. § 1.114, for the above-identified application.

This request is being submitted before: (i) the abandonment of this application; (ii) payment of the issue fee; (iii) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit; or (iv) the commencement of a civil action under 35 U.S.C. § 145 or 35 U.S.C. §146.

In response to the Final Office Action mailed on December 27, 2007 (the "Final Office Action"), Applicants respectfully request reconsideration of the rejections set forth in the Final Office Action in light of the amendments and remarks below.

Applicants submit the following:

- **Listing of the Claims**, which begins on page 3 of this paper; and
- **Remarks/Arguments**, which begin on page 8 of this paper.